

Annual 47 C.F.R. § 64.2009(e) CPNI Certification
EB Docket 06-36

Annual 64.2009(e) CPNI Certification for 2011 covering the prior calendar year, 2010.

Date filed: March 3, 2010

Name of company covered by this certification: The Money Store, LP d/b/a The Money Box

Form 499 Filer ID: 824262

Name of signatory: D. Nick Dunn

Title of signatory: Sole Member of DND Management, LLC, General Partner of The Money Store, LP

I, D. Nick Dunn, certify that I am the sole member of the General Partner of The Money Store, LP, and acting as an agent of the company, that I have personal knowledge that the company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. See 47 C.F.R § 64.2001 *et seq.*

The company no longer sells prepaid long distance calling cards and is in the process of discontinuing its business. It will provide refunds to any customers who have an unused balance on their cards and request a refund.

The company sold only prepaid long distance calling cards and provided no local exchange service to any customers. Attached to this certification is an accompanying statement explaining how the company's procedures ensured that the company was in compliance with the requirements (including those mandating the adoption of CPNI procedures, training, recordkeeping, and supervisory review) set forth in section 64.2001 *et seq.* of the Commission's rules and what steps it takes to protect its customers' CPNI.

The company has not taken any actions (*i.e.* proceedings instituted or petitions filed by a company at either state commissions, the court system, or at the Commission) against data brokers in the past year.

The company has no information to provide with respect to the process pretexters are using to attempt to access CPNI.

The company has not received any customer complaints in the past year concerning the unauthorized release of CPNI.

The company represents and warrants that the above certification is consistent with 47 C.F.R. § 1.17, which requires truthful and accurate statements to the Commission. The company also acknowledges that false statements and misrepresentations to the Commission are punishable under Title 18 of the U.S. Code and may subject it to enforcement action.

Signed



D. Nick Dunn

Sole Member of DND Management, LLC, General Partner of The Money Store, LP
The Money Store, LP
1114 Lost Creek Boulevard
Austin, Texas 78746

Attachment: Accompanying Statement explaining CPNI procedures.

STATEMENT OF COMPLIANCE WITH THE FCC'S CUSTOMER PROPRIETARY NETWORK INFORMATION (CPNI) RULES

Although The Money Store, LP d/b/a The Money Box only sold long distance prepaid calling cards, the operating procedures of The Money Store, LP d/b/a The Money Box ensured that it was in compliance with the FCC's CPNI Rules because disclosure of, or permitting access to, its customers' CPNI was not allowed without obtaining the requisite customer approval, as required by law, or pursuant to the exceptions set forth in 47 U.S.C. §222, and Subpart U of Title 47 of the Code of Federal Regulations, 47 C.F.R §64.2001 *et seq.*

The Money Store, LP d/b/a The Money Box has internal procedures in place to educate our employees about CPNI and the disclosure of CPNI. The company's employees were trained as to when they are and are not authorized to use CPNI. Its employees were instructed that CPNI is information that relates to the quantity, technical configuration, type, destination, location and amount of use of the telecommunications services subscribed to by any customer of The Money Store, LP that is made available to us by the customer solely by virtue of our relationship with our customers, and information contained in the bills pertaining to telephone exchange service or toll service received by our customers; except that such term does not include subscriber list information. Our employees that have access to this information have been aware of the FCC's rules and are prohibited from disclosing or permitting access to CPNI without the appropriate customer consent or approval as allowed by law and the FCC rules. The company implemented a system by which the status of a customer's CPNI can be clearly established prior to the use of CPNI. Any employee that improperly discloses CPNI is subject to an express disciplinary process, and possible termination. We did not and do not at this time use any vendors that have need to access our customers' CPNI; if, however, this changes, we will ensure that our vendors are aware of the FCC's CPNI rules. Because we are exiting this business, we do not expect that any such circumstances will arise.

The use of, disclosure of, and access to CPNI, as defined in 47 U.S.C. §222, and Subpart U of Title 47 of the Code of Federal Regulations; 47 C.F.R. § 64.2001 *et seq.*, is not allowed by The Money Store, LP without customer notification and approval as set forth below. Any notification to a customer must provide notice to the customer of the customer's right to restrict use of, disclosure of, and access to that customer's CPNI. Notifications will specify the types of information that constitute CPNI and the specific entities that will receive the CPNI, describe the purpose for which CPNI will be used, and inform the customer of his or her right to disapprove of those uses, and deny or withdraw access to CPNI at any time. The Money Store, LP employees may use oral notice to obtain limited, one-time use of CPNI for inbound and outbound customer telephone contacts for the duration of the call. The Money Store, LP will maintain records of notification, whether oral, written, or electronic, for at least one year.

The Money Box, LP. has no affiliates, thus there are no opportunities for an affiliate to our customers' CPNI for sales and marketing campaigns. If its customers' CPNI is used for The Money Box, LP's own sales and marketing campaigns, the appropriate safeguards are taken as set forth in 47 C.F.R. §64.2009, including maintenance of a record of all instances where CPNI was disclosed or provided to third parties, or where third parties were allowed access to CPNI. The record includes a description of each campaign, the specific CPNI that was used in the campaign, and what products and services were offered as a part of the campaign. The Money Store, LP will retain the record for a minimum of one year.

The Money Store, LP has a supervisory review process regarding its compliance with the Commission's rules for outbound marketing situations and will maintain records of carrier compliance for a minimum period of one year. Specifically, sales personnel must obtain supervisory approval of any proposed outbound marketing request for customer approval.

Opt-In Notice – This method is required for disclosure of CPNI to unrelated third-parties or to affiliated carriers that do not provide communications-related services and for disclosure of CPNI to affiliated entities providing communications-related services, as well as third party agents and joint venture partners providing communications related services. The Money Store, LP will obtain the customer's express, affirmative consent allowing the use and release of CPNI. This requirement does not

apply to subscriber listing information given to other carriers for telephone directories pursuant to FCC Rules.

Opt-Out Notice – This method is used only in situations permitted by the Commission's rules. Under this method, the customer is deemed to have consented to the use, disclosure or access to the customer's CPNI if the customer has failed to object thereto within a minimum of 30 days from receiving notice. We will provide written notice within five business days to the Commission of any instance where the opt-out mechanisms do not work properly, to such a degree that consumers' inability to opt-out is more than an anomaly.

The Money Store, LP d/b/a The Money Box requires customers to provide the personal identification number associated with their prepaid calling card when they contact the company before the company will release call-detail CPNI. In addition, The Money Store, LP notifies customers of account changes and will notify customers of unauthorized disclosure of CPNI if such an event takes place. The Money Store, LP does not provide online CPNI access.